

ORIGINAL

# INTERVENTION



0000097215

BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION  
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PAUL NEWMAN  
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BOB STUMP  
COMMISSIONER

IN THE MATTER OF THE APPLICATION OF  
ARIZONA PUBLIC SERVICE COMPANY  
FOR APPROVAL OF TRANSMISSION COST  
ADJUSTOR CHARGES.

Docket No. E-01345A-09-0255

Arizona Corporation Commission

DOCKETED

MAY 22 2009

## RUCO'S APPLICATION TO INTERVENE

DOCKETED BY

*[Signature]*

I.

The RESIDENTIAL UTILITY CONSUMER OFFICE ("RUCO") hereby applies to the Arizona Corporation Commission ("Commission") for an Order granting it leave to intervene in the above-captioned proceeding.

II.

RUCO was established by the enactment of Arizona Revised Statutes, Section 40-461, *et seq.*, for the purpose of representing residential utility consumers in matters before the Commission concerning regulated public service corporations.

III.

Arizona Revised Statutes, Section 40-464.A.2., specifically provides that the Director of RUCO may do the following:

1 Prepare and present briefs, arguments, proposed rates or  
2 orders and intervene or appear on behalf of residential utility  
3 consumers before hearing officers and the Corporation  
4 Commission as a party in interest and also participate as a  
5 party in interest pursuant to Section 40-254 in proceedings  
6 relating to rate making or rate design and involving public  
7 service corporations.

8  
9  
10 IV.

11 The residential utility consumers will be directly and substantially affected by a  
12 Decision or Order of the Commission in this matter, therefore, it is necessary and proper  
13 that RUCO intervene in the proceeding.  
14

15  
16 V.


17 In order to fulfill its statutory obligation to protect the residential utility consumers of  
18 this State, RUCO must thoroughly examine the materials presented by the Company, and  
19 must cross-examine witnesses appearing on behalf of the Company and any other parties.  
20 Additionally, RUCO may present testimony and exhibits of its own in any hearings  
21 conducted by the Commission in this matter.  
22

23  
24 VI.

25 The name, mailing address, and telephone number of the person upon whom  
26 service of all documents is to be made is:

27 Daniel W. Pozefsky  
28 Chief Counsel  
29 Residential Utility Consumer Office  
30 1110 West Washington, Suite 220  
31 Phoenix, Arizona 85007  
32 (602) 364-4839

1 RESPECTFULLY SUBMITTED this 22<sup>nd</sup> day of May, 2009.

2  
3  
4   
Daniel W. Pozefsky  
Chief Counsel

5 AN ORIGINAL AND THIRTEEN COPIES  
6 of the foregoing filed this 22<sup>nd</sup> day  
7 of May, 2009 with:

8 Docket Control  
9 Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

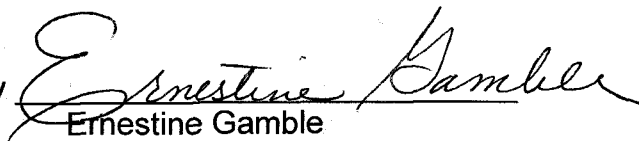
10 COPIES of the foregoing hand delivered/  
11 mailed this 22<sup>nd</sup> day of May, 2009 to:

12 Lyn Farmer, Chief Administrative  
Law Judge  
Hearing Division  
13 Arizona Corporation Commission  
1200 West Washington  
14 Phoenix, Arizona 85007

15 Janice Alward, Chief Counsel  
Legal Division  
16 Arizona Corporation Commission  
1200 West Washington  
17 Phoenix, Arizona 85007

18 Ernest Johnson, Director  
Utilities Division  
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21 Thomas L. Mumaw  
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22 Pinnacle West Capital Corporation  
Law Department  
23 400 N. 5th Street  
PO Box 53999  
24 Phoenix, AZ 85072-3999

By   
Ernestine Gamble  
Secretary to Daniel Pozefsky